

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chairman Ron Stoker, on April 15, 2009 at 9:03  
A.M., in Room 137 Capitol

#### ROLL CALL

**Members Present:**

Rep. Deborah Kottel, Vice Chairman (D)  
Rep. Ken Peterson, Vice Chairman (R)  
Rep. Arlene Becker (D)  
Rep. Gerald Bennett (R)  
Rep. Anders Blewett (D)  
Rep. Robyn Driscoll (D)  
Rep. David Howard (R)  
Rep. Krayton Kerns (R)  
Rep. Edith (Edie) McClafferty (D)  
Rep. Mike Menahan (D)  
Rep. Michael More (R)  
Rep. Keith Regier (R)  
Rep. Diane Sands (D)  
Rep. Bob Wagner (R)  
Rep. Wendy Warburton (R)

**Members Excused:** Rep. Ron Stoker, Chairman (R), Rep. Bob Ebinger  
(D), Rep. Margaret MacDonald (D)

**Members Absent:** None

**Staff Present:** Jennifer Eck, Committee Secretary  
Jeremy Gersovitz, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HR 3, 4/9/2009

Executive Action: None

**HEARING ON HR 3****Opening Statement by Sponsor:**

00:00:20 Rep. Michael More (R), HD 70, opened the hearing on HR 3, Generally articulating Montana's rights under the United States Constitution.

00:10:52 Vice Chairman Peterson

**Proponents' Testimony:**

00:11:29 Doug Nulle  
00:12:34 Lincoln Dziekonski  
00:13:18 Tim Ravndal, Montana Multiple Use Association  
00:15:32 Allen Wright, Montana Multiple Use Association  
00:16:17 Dan Happel  
00:17:25 Tim Bernard  
00:21:47 Vice Chairman Peterson  
00:21:52 Mr. Bernard  
00:23:14 Judy Greydanus  
00:24:13 Ted Williams

**Opponents' Testimony:**

00:24:38 Jaimee Greer, Montana Human Rights Network

**Informational Testimony:**

00:26:00 Mr. Bernard

**Questions from Committee Members and Responses:**

00:26:43 Rep. Kottel  
00:26:56 Mr. Nulle  
00:26:59 Rep. Kottel  
00:27:44 Mr. Nulle  
00:27:54 Rep. Kottel  
00:29:19 Mr. Nulle  
00:29:46 Rep. Kottel  
00:30:24 Rep. Ebinger joined the meeting.  
00:30:25 Mr. Nulle  
00:30:32 Rep. Kottel  
00:31:06 Mr. Nulle  
00:31:22 Rep. Kottel  
00:31:25 Rep. Driscoll  
00:31:33 Rep. More  
00:31:34 Rep. Driscoll  
00:31:54 Rep. More

00:32:06 Rep. Driscoll  
00:32:20 Rep. More  
00:32:28 Rep. Driscoll  
00:32:36 Rep. More  
00:32:45 Rep. Driscoll  
00:32:49 Rep. More  
00:33:02 Rep. Driscoll  
00:33:08 Rep. More  
00:33:13 Rep. Driscoll  
00:33:19 Rep. More  
00:34:00 Rep. Driscoll  
00:34:15 Rep. More  
00:34:47 Rep. Driscoll  
00:34:53 Rep. Menahan  
00:35:28 Rep. More  
00:35:30 Rep. Menahan  
00:35:32 Rep. More  
00:35:52 Rep. Menahan  
00:37:28 Rep. More  
00:39:24 Rep. MacDonald  
00:40:26 Rep. More  
00:40:54 Rep. MacDonald  
00:41:10 Rep. More  
00:41:13 Rep. MacDonald  
00:41:46 Rep. More  
00:41:54 Rep. MacDonald  
00:42:34 Rep. More  
00:42:47 Rep. MacDonald  
00:42:52 Rep. More  
00:44:14 Rep. MacDonald  
00:45:05 Rep. Sands  
00:46:57 Rep. More  
00:48:23 Rep. Sands  
00:48:33 Rep. More  
00:48:36 Rep. Sands  
00:48:50 Rep. More  
00:49:51 Rep. Sands  
00:50:04 Rep. More  
00:51:01 Vice Chairman Peterson

**Closing by Sponsor:**

00:51:20 Rep. More  
  
00:57:14 Rep. Stoker joined the meeting and resumed his role as  
Chairman.  
00:57:36 Rep. Peterson  
00:57:52 Rep. Kottel  
00:58:07 Chairman Stoker  
00:58:18 Rep. Kottel

00:58:29 Chairman Stoker  
00:58:37 Rep. Peterson  
00:58:42 Rep. Menahan  
00:58:59 Rep. Kottel

00:59:06 Recess  
01:17:36 Reconvene

01:17:40 Chairman Stoker  
01:18:20 Rep. Menahan  
01:18:37 Chairman Stoker  
01:18:45 Rep. Menahan  
01:18:54 Chairman Stoker

**ADJOURNMENT**

01:20:06 Adjournment

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Jennifer Eck, Secretary

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**Additional Exhibits:**

**[EXHIBIT \(juh80a01\)](#)** Witness statement by Judy Greydawns opposing  
HR 3

Additional Documents:

**[EXHIBIT \(juh80aad.pdf\)](#)**